PRINCE SOUVENIRS FROM CALDERHEAD

Fad For Mementoes of Visit Cap- | Shows Something About Passtures Washington. .

Head Waiter at Hotel Offered Fifty-sixth Congress Made 1,391 \$5,000 For Searf Pin.

WOULD BUY TOWELS. THOSE WHO GET \$100

New York Banquet.

Washington, March 14.-"I'll give you \$5,000 for that pin, and will write a check right here."

This was the offer made Frank Andby Prince Henry. And it was only one of a score of offers he has received since covered piece of jewelry sticking in the lapel of his vest. The \$5,000 offer, as well as many others, ranging about the \$1,000 mark, was turned down, the gentiemanly Frenchman preferring the to-ken of esteem of the prince to the flaunted shekels of the sordid plebelan. And the experience of Mr. Andres is only an illustration of the experiences

only an illustration of the experiences met a dozen times a day by every one who possesses any sort of souvenir of the prince's visit. Washington seems to have gone souvenir crazy, if the actions of the people about the hotel lobbies and capitol corridors can be taken as a criterion. Men and women, as well as young ladies of wealth, seem ready to part with almost anything they possess if they can only secure something which was bestowed by the prince, or some souvenir of his visit.

The craze, however, is not confined to

The cruze, however, is not confined to The craze, however, is not confined to the capital. Stories from New York city indicate that the people who were rich enough, but not aristocratic enough, to gain the presence of the imperial visitor, also will go to any extreme to secure a souvenir of his stay in the metropolis. The best illustration of this is the experience of a western editor who attended the editors' dinner at which the prince was a guest.

which the prince was a guest.

This gentleman is one of the best known men of the country, but owing to the crowd he was compelled to sit at some distance from the main table. When the speaking began he, like many others, advanced to the main room, so as to be able to hear distinctly. He stood with his hands crossed back of him, holding the little bust of the prince which was given every one who attended the dinner. Suddenly he was surprised to find the bust had been jerked out of his hand. He turned in time to see a wafter disappear into the crowd with it, and the funny part of the story is that the waiter got away with the goods, doubtless selling the bust for a good sum.

much he paid for the little strip of silk is not known.

Ever since the prince departed the attendants and servants at the White House and at the German embassy have been besteged by wealthy people, who have offered almost any price for souvenirs of the prince's visit. Large offers have been made for the towel or a piece of one of the towels the prince used at the embassy after his bath which followed his ride with the president. One of the attendants at the White House succeeded in securing an autograph of the prince. He has been offered as high as \$50 for it, but he has declined everything, saying he desires to keep the bit of pasteboard for himself and his descendants.

A menu of the dinner at the White House attended by Frince Henry could be sold a dozen times for anything its owner chose to demand, as these seem to be prized above almost anything else. As there were eighty-seven guessis and but ninety programmes printed, they are, of course, scarce. One hangs over the bar at a popular down town saloon, and has not been taken down, although one offer of \$500 and several, or \$50 and \$100 have been made for it. The guests at that dinner, it is understood, have received repeated offers for the memory of the late President McKinley, which President Roosevelt and Frince Henry attended, they are one of the late President McKinley, which President Roosevelt and Frince Henry attended, thekets of admission brought all the way from \$50 for his seat, and a few moments later was encountered by a man who said he would have paid \$100 for it.

WANTED NEW CLOTHING

Girl Offered Her Body to Medical College After Death.

Massillon, O., March 14.—Miss Mand E. Smith, who offered to sell her body after death to a Knexylle medical college, is a daughter of Councilman Peter Smith, of this city. Miss Smith mysteriously disappeared from her home last Saturday and no trace of her has been found. She went from there to Canton, from which place she sent home a message that she intended leaving that day for Toledo. The mother of the young woman says she heard her say several months ago that to sell the body would be a good way to raise money. She had read somewhere of some person deing that.

Thought she was just joking, said She had read somewhere of some person doing that.

"I thought she was just joking," said Mra. Smith, "and paid no attention to what she said. Mand wanted money badly for clothes. Her father, as a punishment for running away from home several weeks ago, refused her clothing she wanted, though he gave her a home. He said he would buy he clothes if she said she was sorry, but she wouldn't She couldn't work much, for a couple of months ago she had her hand crushed at a laundry at Salem, where she worked when she ran away from home the other time.

"Maud is stage struck. That's what has caused her to do these things. She used to be a good, sensible girl. But that time when she ran away she fell in with a show company that played "Ten Nights in a Rarroom" till it broke up. She was always looking at pictures of actresses and posing and doing things like they do on the stage.

Miss Smith is 19 years old and quite pretty.

age of Pension Bills.

Into Laws.

Just Because Prince Henry Used | Only 22 People Draw That Sum Under Old Law.

An Editor's Experience at the Nearly Half Million of Pensioners Under New Law.

Washington, D. C., March 14.-Congressman Calderhead is an indefatigable worker in the sub-committee on inres, head waiter at the New Willard, and he is always ready to talk about one day last week for the magnificent | pensions and to give figures to back up scarf pin which was presented to him his drguments. To the State Journal reporter be said:

"There is a widespread erroneous imhe appeared in the restaurants with the pression that the committee on invalid pensions recommends and the house passes too many bills for large pensions. in the 56th congress passed 1,391 bills which became laws. Of all these there was but 1 for \$100, 1 for \$75, 3 for \$72, 4 for \$60, 111 for \$50, 67 for \$40, 257 for \$30, 365 for \$12; 66 for \$8. The remainder were small pensions of odd sums between \$12 and \$30.

"There are only 22 people in the United States who are drawing \$100 per month under the old law. 2,011 are drawing \$72, 1,173 get \$50, 2,075 get \$45, 2,491 get \$36. These are all for specific disabilities—for loss of an arm or a leg, or both arms or legs, or both eyes, and are held by men who were officers. Of those who were privates, only 15,206 get \$30 per month, 22,665 get \$24, 50,438 get \$36, 41,619 get \$1, 22,328 get \$14, 10,388 get \$16, 39,100 get \$17, making a total of 235,758 who get \$17 or less per month.

"There are only 15 widows who receive \$100 per month; 156 widows get \$50, 27 get \$40, 78,372 get \$12.

"Under the new law there are 438,114 pensioners. Of these there are 104,834 at \$6, 138,293 at \$8, 38,452 at \$10, 156,317 at \$12; and there are 138,900 widows at \$8.

"The total appropriation for the year could large \$20,190, was \$145,948,757,21 United States who are drawing \$100 per

The total appropriation for the year ended June 20, 1901, was \$145,248,757.21. Of this there was paid, under the old law, to soldiers, \$52,461,954,75; to widows, \$14,014,616,59; to soldiers under the new

as to be able to hear distinctly. He stood with his hands crossed back of him, holding the little bust of the prince which was given every one who attended to find the bust had been jerked out of his hand. He turned in time to see a waiter disappear into the crowd with it, and the funny part of the story is that the waiter got away with the goods, doubtless selling the bust for a good sum.

"Sh! Don't make any noise about it young man, but here's a dollar for you. I want you to get me a ribbon from the Hobencollern or the Meteor."

These were the words of a well-dressed man in the lobby of the New Williard linst week to one of the servants who attended the prince's suite during their siny at that hostelry. The young Teuton disappeared, keenly alive to the Pinkerton atmosphere sought to be produced by the wealthy stranger who was anxious for a souvenir of one of the vessels. Later the servant returned, having secured the prize. He delivered it to the well-dressed stranger, who liberally rewarded him, although just how much he paid for the little strip of slik is not known.

Eyer since the prince departed the atble to be attended to the prince departed the atble to be attended to the prince departed the atble to be attended to find the bust had been or the roll for the year period during the year by death and the causes \$1,585, leaving 397,735. This method during that year. There was not much at year. There were 198 special examiners, with sale during that year. There were 198 special examiners, with sale during that year. There were 198 special examiners, with sale during the during that year. There were 198 special examiners, with sale during the at year. There were 198 special examiners, with sale during the during that year. There were 198 special examiners, with sale during the at year. There were 198 special examiners, with sale during the at year. There were 198 special examiners, with sale during the at year. There were 198 special examiners, with sale themsdo during that year. There were 198 special exam

sion bills. Among them was one for \$39 for Rollins Tyler, of Marysville, upon a bill introduced by Mr. Calderhead; one for \$24 for Wm. R. Underwood, of Winfield, upon a bill introduced by Mr. Jackson; an increase to \$30 for Oscar Reed, of Dodge City; and one for Jacob D. Campbell, of Wichita, for an increase to \$50, upon a bill introduced by Mr.

to \$50, upon a bill introduced by Mr. Long.

The time for the adoption of a general pension bill which will relieve congress of the consideration of so many private pension bills has arrived in the opinion of the speaker and other leaders. With this end in view an even hundred bills have been introduced so far this sension. Mr. Calderhead is to be credited with the first move in this direction. In the last congress he had a bill which was exceedingly popular, yet the leaders were afraid it would cause too heavy a draft upon the treasury.

When General Bristow, fourth assistant postmaster general, announced a few days ago that the merit system, by direction of the postmaster general, would obtain with fourth-class post-masters there was consternation among congressmen. An explanation emanating from the postoffice department makes it appear to congressmen that their rights and promises are not to be curtailed, but that the order will help the congressman often to withstand le cal political pressure for the removal of an officer who has proved his efficiency.

During the year ended June 30, the United States imported \$54,871,310 pounds of coffee. In 1891 the importations amounted to 519,528,432 pounds.

WANT NO MORTAR BOARDS. High School Graduates Objected to Wearing Them.

Wilmington, Del., March 14.-The committee of the board of education to whom was referred the question of havwhom was referred the question of having the young women graduates of the High school wear mortar boards and gowns at the coming commencement, reported in favor of taking no steps in the matter. A protest by the girls against such change was presented to the board.

Dr. T. O. Cooper, who started the agitation declared that rearents had com-

tation declared that parents had com-plained to him of the expense of com-mencement dresses and offered a reso-lution that commencements be

ROOSEVELT'S NEXT BOOK. President Announces That He Will Write History of Texas.

Washington, March 14.—President Roosevelt told two of his visitors that he intends, upon leaving the White House, to write a history of Texas. He made the remark to Col. Andrew Jackson Houston of Texas and Representative Burleson of that state, who introduced Col. Houston to the president. Col. Houston is a grandson of Gen. Sam Houston, who was commander of the regular army of the Texas republic. Representative Burleson's grandfather was commander of the volunteer forces at the same time.

Kansas Avenue.

BARNUM'S, Kansas Avenue.

We have been plunging, (not gambling remember) and all in the interest of our patrons. We have purchased extensively, and from first hands ("The Mill and the Factory")—this is precisely the same as "from maker to wearer," when the term is employed by the manufacturer. It saves the Consumer two middle profits, you will appreciate this more fully when you come to peruse the following remarkable offering. An offering that will command your unstinted approval, occuring as it does at a most auspicious time for laying in the season's supplies. From now until the First of April the throttle of the different departments will be kept wide open and If you care to be one of the many beneficiaries come right along.

Hosiery Dept.

It has been our experience that most mothers give the proper footwear of their children their first consideration and this is as it should be.

We therefore give prominence to this line by bringing it to your attention first of all. We present values under this offering which are absolutely unmatchable.

No. 223. Boys' and girls' school hose,

Nos. 803 and 590. Boys' and girls' first quality school hose, 1x1 rib; finest Maco yarn, double knee, high spliced heel and toe, unmatachable at.....15c

No. 3778 Infants' fine seamless hose, 1x1 rib—excellent combed yarn....10c No. 201. Infants' very finest Cashmere Wool hose, have silk heel and toe—come in red, white and black—were 30c now21e

One lot of Hosiery consisting of odds and ends—Ladies, Gent's and Boys' Hose—Select them at 2 pairs for.....5e Extra fine qualities infants' hosiery at 8 1-3e 12 1/2 15e and 22c. Ask to see

Ladies' Black andd Brown Hose, fine guage, seamless and stainless—in this

No. 879. Ladies' extra fine hose, full 40 guage—regular 3 thread goods— worth all of 20e—in this sale.......14c 1120 extra fine guage ladles' rib top hose, of highest grade combed yarn, Hemsdorf dye, which insures absolute

Also No. 872 of equally fine yarn, full No. 100. An extremely fine ladies

We show many other interesting numbers—in fact all the newest novelties in open lace work for Ladies' Misses' and Children's wear.

Guaranteed in the Usual Way We place on sale 25 dozen 2-clasp Kid Gloves in the new spring shades, price for this week It is needless to add that it would be

that is in no particular superior

Unprecedented bargains in dress and

The following quotations will put fully 25 to 33 1-3 per cent in your pockets. If we overstate this in any particular you are at liberty to return garments within's days and get all of your money back and receive street car fare in the bargain. This proposition will give you a chance to compare

values with other stores. We made a great purchase—50 dress and walking skirts, embracing the most popular fabrics, made up in a thorough manner, in most approved fashion— values are \$5.00—Choice of the

......\$3.69 75 ladies' very finest dress skirts, embracing the newest fabrics of spring 1902, superbly tallored, elegantly trim-med—come in all the newest shades-values up to \$7.88—Choice of any in the

Silk Petticoats will arrive soon. We promise you a treat in their values— \$5.00 \$6.48 and \$7.50

A very pretty line of Spring Capes-all come in the new popular length-\$3.98 up.

Exceptionally Attractive Showing of Ladies' Silk Waists.

A superb creation, made from finest Peau du Soie, a silk as soft and rich as Liberty satin, but much more durable, trimmed, tucked and corded as detailed in all the leading fashion journals-they are fashion's leading heralds. You wouldn't guess the cost less than \$7.50. This week\$5.29

50 finest quality Albatross Walsts, most magnificently tailored, tucked both front and back, trimmed with full row of finest pearl buttons, have fashion's full front, and approved sleeve. Come in all the new shades. The management place them on sale for this week, and for this week only, at \$2.19

Muslin Underwear for Ladies and Children.

	The only thought is to close out the
r	stock as quickly as possible.
i	Corset Covers from
e	Ladies' Gowns from
5	Skirts from
	Children's Drawers from 10c up
3.1	Ladies' Drawers from 19c up
	Chemise from
7	Baby Slips from 19e up
1	We do not overstate it when we say
6	that more thoroughly made up goods
e	were never shown in this city. They
d	possess all the attributes necessary to
r	take rank with any showing of first
	class Under Muslins.

Cloak and Suit Dept. | Short Lengths and Remnants

We are recognized as the largest distributors of this class of desirable merchandise. Mills and mills' agents are in continual correspondence with us. As a result we are always let in on the ground floor. We have thousands upon thousands of yards in our basement as n reserve stock. 7c Dress Style Calicos.....

6%c Indigo Calicos	4%
6%c Shirting Calleos	
10c Percales, yard wide	6%
15c Percales, yard wide	
121/2c Outing Flannels	81-3
10c Outing Flannels	
71/2c Outing Flannels	
18c very best Feather ticking	.12%
Denim	
6%c value Dress Linings	
l5c Black Satines, fine quality.	
Fancy Satines, 32 Inches wide	
25c Turkey Red Tabling at	
35c Turkey Red Tabling at	

These useful articles should be in every household-\$1.50 Ironing Board and Wash Board combined-only a few

left89c \$2.25 value House Scale—the most perfect scale on the market, weigh anything from a ½ oz to 24 lbs......\$1.29 A Perfection Roasting Pan, made from highest grade sheet steel.....75c

China and Glassware Dept.

Now open and ready for business that this department is making. The newest and prettiest wares at lowest

We Place on Sale

1	20c Gingham Aprons at
	75c Petticoats, extra good49e
	25c Flannel Skirt21c
	15c quality Ladies' Seamless and
	Stainless Hose—3 thread goods slightly imperfect—3 pairs for25e
	20c Black Enamel Leather Belts 12c
	15c cake finest Violet Soap—for box containing 3 large cakes20c
ı	50 dozen Ladies' fine bemstitched Handkerchiefs-either with lace or em- broidery-worth up to 10c, each4e
	Fresh arrivals Pocket Books, Purses, Chateleine Bags, Shopping Bags, Tele- scopes, Dressing Cases, etc., all placed on sale much below current prices

White Goods Dept. India Linens from 4c per yd. up.

Check and Stripe Nainsooks 5c up. Fine Dimities and Lawns 10c up. The celebrated Long Cloths in extra quality 12% and 15c Fine and soft cloths as Nainsooks, French Mulls, plain Swiss, French Lawns, all shown in stock and at prices to meet with your approvel.

A Wrapper Special.

100 Ladies' Percale Wrappers, very stylishly made-has 14-inch flounce front, back and sleeves trimmed with novelty braid-patterns and colors the very newest. We place them in this sale at 88c-worth all of \$1.25.

Carpet Dept.

The money you will save in buying s Carpet from us will purchase many necessary accessories-it will paper your room, it will provide new shade for your windows, it will purchase a lot of bric-a-brac and it will add many additional comforts and bring supreme happiness to the good housewife who knows a good thing when she sees it.

Note These Prices: 621/2c Brussels Carpet only45c

75c Brussels Carpet only......58c \$1.00 and \$1.25 Velvet, Axminster and Body Brussel Carpets......89c The highest grade ex.-super. Ingrain Carpet, "finest all wool".......67 %c Sold everywhere at 75c and 80c. Strictly All Wool Carpets 49c

Extra super. All Wool Carpets....55c Extra super. Carpet, "cotton Extra qual. Union Ingrain Car-Cotton and Wool Ingrain Car-32½c Granite Carpets, BEST GOODS

Best qual. Rag Carpets, home Venetian and Ingrain, stair and hall Carpets, 2-4, % and % from....15e up 15c Chinese Straw Mattings 11c 25c Chinese and Japanese Mat-

35c and 40c Japanese Novelty Mat-ting271/46 50c Chinese and Japanese Mattings, highest grade, latest novelties.....35c English and Domestic Linoleum in all the very latest designs and most ap-proved colorings 48c per square yard and upwards.

We would suggest that you check bring this list with you-it beats all

Curtain Dept.

Very best hand made Opaque Shades in all colors with guaranteed rollerspulls thrown in25e Highest grade machine made Shades with fringe, worth 88c...........65e

Shade Cloth in the piece in all widths

Felt Shades with Spring Rollers 10e

Carriage Oil Cloths and Carriage Leather of all kinds at a great saving

Curtain Drapery from 3½c per yard upwards—an immense line to select

Brass Extension Rods at 3e 6% e 81-3e and 10e, according to size and White Enamel Cottage Poles with fix-

tures complete—the right kind—not warped—only

Lace Curtains.

Never saw such values, never more beautiful designs, never better quality for the price-bought some great snaps. 75c values, 3 yds long, in this sale45e \$1.00 values, 2 yds long, in this

\$1.25 and \$1.50 values, 3½ yds \$2.00 and \$2.50 values, choice ... \$1.69 \$3.00 values, 3½ yds long, 60 inches wide-immense curtains\$2.33 \$5.00 values-most beautiful designs\$3.98 \$5.75 and \$6.50 values, including Brassed Nets, Irish Point, etc., choice\$4.88 Above are quoted by the pair—single Curtains sold if desired.

No more after these are closed out. Couldn't buy them under 25 per cent advance.

3,000 yds fine Unbleached Muslin, full yard wide, per yd......40

Soft Blenched Muslin.Lonsdale finish, The very best quality Table Oil Cloth in newest fancy patterns—per yd. 17e Combine price is 1/2 more.

1,000 lb Carpet Warp, no make as fine or good; will go further than any warp on the market—have all desirable colors—Price for this sale—White, 19c. Colors 21c.

Look at the choice 10c wares in out side show case.

The old soldiers of Abilene propose to go after what they think is coming to them under President Roosevelt's recent order that veterans of the civil war shall have preference in matters of retention in and appointment to federal offices. The Abilene G. A. R. post has passed strong resolutions on the subject. An old soldier has also started after the Abilene postoffice in opposition to Richard Waring, the present postmaster. As Abilene is Senator Burton's home it may make him trouble.

The resolutions passed by the Abilene G. A. R. are as follows:

"To the G. A. R. of the State of Kansas—"

ABILENE OLD SOLDIERS.
They Show the Government What They Want.

The old soldiers of Abilene propose to go after what they think is coming to them under President Roosevelt's recent order that veterans of the civil warshall have preference in matters of retention in and appointment to federal offices. The Abilene G. A. R. post has passed strong resolutions on the subject. An old soldier has also started after the Abilene G. A. R. post has gare after the Abilene G. A. R. are as follows:

"The following executive order has been in the difference of the civil war of the content of the content of the content of the content of the places which they seek after the Abilene G. A. R. are as follows:

"The following executive order has been in the following executive order that the promise of the civil war of the content of the places which they seek after the Abilene G. A. R. are as follows:

"The following executive order has been in the following executive order the Action of Suit, While All the World Wonders.

Issued January 27, to the various department is means giving the old soldiers of '51-'86 the power resta: and be if executive department is the president that we have a president that two power resta: and be if vive and the train is units did not be president that we point ments appeared to the following the part of the vivil and the promise of the civil war of the civil war of the civil war of

RELIGIOUS THOUGHTS. Gems Gleaned From the Teachings of All Denominations.

CONGENIALITY. We do not do work in this church guild or that church society because the work is not congenial. I would that the word congenial were banished from the Christian vocabulary. Congenial? Think you that it was congenial for the Son of Man to come from his heavenly home—leave the Father's side and make his tobernade among men?—Bishon his tabernacle among men?—Bishop Leighton Coleman, Episcopalian, Dela-

YOUR BROTHER'S KEEPER. YOUR BROTHER'S KEEPER.

That spirit which says of a man's conduct, "Oh, it is his own lookout, not mine," is unchristian. It is his own lookout, but it is yours and mine too. And no man has a right to call himself a Christian who, living among men, finds that the only thing he cares for is himself—that the only things that affect his mind are moral considerations of his own purity and his own enjoyment.—S. L. Messinger, Reformed Church, Trappe, Pa.

SOCIAL ORDER NEEDED.

The great problem of mankind is to

the whole people, but when liberty de-generates into license it has no place even in a democracy like ours.—Rev. generates into license it has no place even in a democracy like ours.—Rev. Dr. Herbert Foss, Methodist, Philadel-

phia.

To LOVE GOD.

To love God in any tolerable use of the term is of necessity difficult to the man who has resolved God into an abstraction, a set of laws or principles. A person, great, living, loving, is necessary to any adequate conception of

straction, a set of laws or principles, A person, great, living, loving, is necessary to any adequate conception of God. Only such thought of God can fully bless, comfort and inspire, meet around the circle of human hope and need. Even a physical God, with body and parts, is diviner than a God lost in the wrappings of natural law or ethical principles. A living, loving, responsive, approachable God—he, and he only, can save and bless the struggling, groping race of man.—Rev. M. J. Haw, Methodist South, St. Louis.

GROWTH THE LAW OF NATURE. Growth is the foundation law of all living creatures. In nature there is no standatill. A creature was never made by God to remain immovable. The higher we go in the forms of existence, whether of plant or of brute life, the more obvious becomes the law, and man is no exception to the rule. Even in his maturity, when he has attained the fullness of his manhood and the ripeness of his years, growth is essential for the very existence of man.—Rev. J. W. Sullivan, Roman Catholic, San Francisco. GOLDEN RULE OR GOLDEN CALF?

If men insist on forsaking the Golden Rule for the golden calf, if they plead the preoccupation of business as an excuse for the neglect of civic duties, if they quarantine their religion in the Sundays of the calendar and the pews and aisles of their churches, then the fiery footed avengers of willful blindness and neglect will visit them, and anarchy will forever hold its high carnival.—Rev. Frank G. Tyrrell, Christian Church, St. Louis.

GREAT-GRANDMA AT 44. Mrs. Davis Married at 12, Daugher at 13, Granddaughter at 15.

Omaha, Neb., March 14.-All previous records for young great-grandmothers have been broken by Mrs. Minnie Davis, of Omaha, whose, first greatgrandchild was born when she was 44

years old. The great problem of mankind is to develop such a social order that all may live happily, that each may find life good for others. The discontent and unhappiness of mankind teday show how far we are from that perfect social state.—Rev. David Utter, Unitarian, Denver.

LIPERTY, NOT LICENSE.

We hear much about personal liberty. We desire for ourselves and must preserve to our posterity all the personal liberty that is consistent with the welfare of others and the best interests of

tion Suit, While All the World Wonders.



William Faversham, the famous actor and matinee girl's idol, and his beautiful wife who has in the past been greatly identified with his success are to be separated if the divorce suit brought by Mrs. Faversham is decided in her favor. News of domestic infelicity in the house of Faversham comes like a thunderbolt to the whole theatrical world where the famous actor and matinee idol and his beautiful wife have always been regarded as a model of conjugal bilss, seldom equalled in theaterdom. Mrs. Faversham's suit against her husband for absolute divorce is shrouded in much mystery. The testimony is to be taken before a referee so that the public may never know the real facts of the case.